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**TITLE 71 INDIANA HORSE RACING COMMISSION**

**Emergency Rule**  
LSA Document #10-735(E)

**DIGEST**

Amends [71 IAC 14-1-1](#) concerning the definition of "Indiana bred". Amends [71 IAC 14-1-3](#) concerning the definition of "Indiana sired and bred". Amends [71 IAC 14-3-1](#) concerning embryo transfer. Effective December 8, 2010.

[71 IAC 14-1-1](#); [71 IAC 14-1-3](#); [71 IAC 14-3-1](#)

SECTION 1. [71 IAC 14-1-1](#) IS AMENDED TO READ AS FOLLOWS:

**[71 IAC 14-1-1](#) "Indiana bred" defined**

**Authority:** [IC 4-31-3-9](#)

**Affected:** [IC 4-31](#)

Sec. 1. (a) "Indiana bred" means a foal from a mare who resides in the state continuously from June 1 of the breeding year through the time of foaling and is properly registered with the commission.

(b) In order to be registered as an Indiana bred foal, the mare of the foal must:

- (1) have entered Indiana by ~~June 1~~ **August 1** in the year prior to foaling; and
- (2) remain in Indiana continuously until foaling.

(c) Mares which have not been bred by the ~~June 1~~ **August 1** deadline may be registered late but must reside in Indiana and be registered prior to being bred.

(d) Mares registered for the current breeding year may leave the state to be entered in an advertised public sale and may leave the state for the interval of the sale but must return to Indiana within fourteen (14) days of her sale if the residency requirements for foal registration are to be fulfilled. Notification to the commission must be made in writing for mares leaving the state prior to participating in an advertised public sale. Upon return to the state, the mare must be reregistered with the commission. Reregistration must occur with the fourteen (14) day period following the sale.

(e) The commission must be notified in writing by e-mail, fax, or mail and provide proper documentation for any registered mare leaving the state for medical treatment. Notification must be made within seventy-two (72) hours of date which the mare left the state.

(f) The Indiana bred foal must:

- (1) Be registered with the commission within thirty (30) days of foaling.
- (2) Be inspected after foaling prior to leaving the state.

(g) For foals of 2009 and prior, Indiana bred is defined as a horse whose breeder(s) as listed with the USTA are residents of Indiana. Any partnership or corporation registered by the USTA and listed as breeder must be entirely composed of Indiana residents.

*(Indiana Horse Racing Commission; [71 IAC 14-1-1](#); emergency rule filed Jun 10, 2009, 12:45 p.m.: [20090617-IR-071090464ERA](#), eff May 29, 2009 [[IC 4-22-2-37.1](#) establishes the effectiveness of an emergency rule upon filing with the Publisher. LSA Document #09-464(E) was filed with the Publisher June 10, 2009.]; emergency rule filed Dec 8, 2010, 11:46 a.m.: [20101215-IR-071100735ERA](#))*

SECTION 2. [71 IAC 14-1-3](#) IS AMENDED TO READ AS FOLLOWS:

**[71 IAC 14-1-3](#) "Indiana sired and bred" defined**

Authority: [IC 4-31-3-9](#)

Affected: [IC 4-31](#)

Sec. 3. (a) "Indiana sired and bred" means a foal sired by a registered Indiana stallion from a mare which resides in the state continuously from ~~June 1~~ **August 1** of the breeding year through the time of foaling and is properly registered with the commission.

(b) In order to be registered as an Indiana sired and bred foal, the mare of the foal must fulfill the requirements of both [71 IAC 14-1-1](#) and [71 IAC 14-1-2](#) [sections 1 and 2 of this rule].

*(Indiana Horse Racing Commission; [71 IAC 14-1-3](#); emergency rule filed Jun 10, 2009, 12:45 p.m.: [20090617-IR-071090464ERA](#), eff May 29, 2009 [[IC 4-22-2-37.1](#) establishes the effectiveness of an emergency rule upon filing with the Publisher. LSA Document #09-464(E) was filed with the Publisher June 10, 2009.]; emergency rule filed Dec 8, 2010, 11:46 a.m.: [20101215-IR-071100735ERA](#))*

SECTION 3. [71 IAC 14-3-1](#) IS AMENDED TO READ AS FOLLOWS:

### [71 IAC 14-3-1](#) Embryo transfer

Authority: [IC 4-31-3-9](#)

Affected: [IC 4-31](#)

Sec. 1. (a) In order to be eligible to register your embryo transfer foal as an Indiana bred or Indiana sired and bred, foals must be: [sic]

(b) In order to register a foal from embryo transfer, the recipient mare must:

- (1) have entered Indiana by June 1 in the year prior to foaling; and
- (2) remain in Indiana continuously until foaling. The resulting foal will be eligible to [sic] registered as an Indiana bred or Indiana sired and bred standardbred.
- (3) Be properly registered with the commission by ~~June 1~~ **August 1** of the breeding year.
- (4) For an Indiana sired and bred foal, be sired by a stallion properly registered with the commission on [sic, in] accordance with [71 IAC 14-2-1](#).

(c) Mares which have not been bred by the June 1 deadline may be registered late but must reside in Indiana and be registered prior to being bred.

(d) Mares registered for the current breeding year may leave the state to be entered in an advertised public sale and may leave the state for the interval of the sale but must return to Indiana within fourteen (14) days of her sale if the residency requirements for foal registration are to be fulfilled. Notification to the commission must be made in writing for mares leaving the state prior to participating in an advertised public sale. Upon return to the state, the mare must be reregistered with the commission. Reregistration must occur within the fourteen (14) day period following the sale.

(e) The commission must be notified in writing and provide proper documentation for any mare leaving the state for medical treatment. Notification must be made within seventy-two (72) hours of date which the mare left the state.

(f) The Indiana bred embryo transfer foal or Indiana sired and bred embryo transfer foal must:

- (1) Be registered with the commission within thirty (30) days of foaling.
- (2) Be inspected after foaling prior to leaving the state.
- (3) Must be DNA tested and freeze branded by the USTA prior to leaving the state.

*(Indiana Horse Racing Commission; [71 IAC 14-3-1](#); emergency rule filed Jun 10, 2009, 12:45 p.m.: [20090617-IR-071090464ERA](#), eff May 29, 2009 [[IC 4-22-2-37.1](#) establishes the effectiveness of an emergency rule upon filing with the Publisher. LSA Document #09-464(E) was filed with the Publisher June 10, 2009.]; emergency rule filed Dec 8, 2010, 11:46 a.m.: [20101215-IR-071100735ERA](#))*

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